

State of California
California Regional Water Quality Control Board
Colorado River Basin Region

MINUTES OF BOARD MEETING
April 12, 2000, Wednesday 10:00 a.m.
City Council Chambers
City of La Quinta
78-495 Calle Tampico
La Quinta, CA 92253

The California Regional Water Quality Control Board, Colorado River Basin Region, was called to order by Chair Michael Smith at 10:05 a.m. on April 12, 2000, in the City Council Chambers, City of La Quinta, California.

1. Roll Call

The following Board Members were present: Mary Ann Martin Andreas, Elvera Codekas, Don Cox, Gary Johnson, Michael Smith, and Nancy Wright

Absent: Brenda Soulliere

2. Staff Present

Adnan Al-Sarabi, Alex Alimohammadi, Jeff Allred, Jose Angel, Summer Bundy, John Carmona, Liann Chavez, Ron Falkowski, Pat Garcia, Orlando Gonzalez, Beatrice Griffey, Phil Gruenberg, Abdi Haile, Cecilia Irwin, Neal Krull, Phan Le, Daniel McClure, Jay Mirpour, Gary Morris, Robert Perdue, Judy Reed, Laura Samrad, Rex Sharp, Joan Stromo, Charles Springer, Kristie Taylor, Hilda Vasquez, Doug Vu, Mohammad Zaidi, Nadim Zeywar, and Student, Jose Delgado

3. Others Present

State Water Resources Control Board: Karen O'Haire;
William Kagel, Naval Air Facility, El Centro
Randy Hines, City of El Centro
Scott Singh, Niland Sanitary District
John Kemp, Niland Sanitary District
Robert Huxley, Niland Sanitary District
Sergio Cabanas, Ogden Geothermal, (Second Imperial)
Francisco David Guillen, Ogden Geothermal, (Second Imperial)
Scott Stormo, Earth System Environmental
Steve Bigley, Coachella Valley Water District
Dave Luker, Desert Water Agency

Bill Northrup, Valley Sanitary District
Vicki Borda, Meaders Cleaners
Nicole M. Duckett, Attorney, Meaders Cleaners
Don Borda, Meaders Cleaners
Lori Gualco, Attorney, Palm Springs Landscape Company
Alice Beasley, Environmental Health
Patrick Pace, Attorney, Niland Sanitary District
Bruce Cash, United Strategies, Inc.
Michael Riley, United States Navy
Michael O'Neal, USEPA

4. Minutes of Meeting of September 16, 1999

The minutes were approved as submitted.

5. Resolution No. 00-012 Expressing Appreciation to David Marlowe's Family

The Chair introduced the Resolution expressing the Board's appreciation to the David Marlowe Family for Mr. Marlowe's years of service to the Regional Board.

MOTION: Ms. Codekas moved, Mr. Cox seconded and motion carried unanimously that Resolution No. 00-012 be adopted.

6. Resolution No. 00-013 Expressing Appreciation to Patricia Oygar

The Chair introduced the Resolution expressing the Board's appreciation to Patricia Oygar for her years of service to the Regional Board.

MOTION: Mr. Cox moved, Ms. Codekas seconded and motion carried unanimously that Resolution No. 00-013 be adopted.

7. Resolution No. 00-039 Expressing Appreciation to Jo Belyeu

The Chair read the Resolution expressing the Board's appreciation to Jo Belyeu for her years of service to the Regional Board.

MOTION: Ms. Codekas moved, Mr. Cox seconded and motion carried unanimously that Resolution No. 00-039 be adopted and Mr. Smith presented it to Ms. Jo Belyeu.

8. Uncontested Waste Discharge Requirements

NPDES Permits

- | | |
|--------|---|
| 00-001 | Second Imperial Geothermal Company (SIGC), Owner, Ogden SIGC Geothermal Operations, Inc., Operator; Discharge of Cooling Tower Wastewater – South of Heber, Imperial County |
| 00-002 | City of Calipatria, Owner, Southern California Water Company, Operator, Municipal Wastewater Treatment Plant – Calipatria, Imperial County |

00-010 Valley Sanitary District, Owner/Operator, Wastewater Treatment Plant - Indio, Riverside County.

Note: Order No. 00-003, Imperial Irrigation District was removed from the consent calendar.

Waste Discharge Requirements

00-004 Hardy & Hardy Investments, Land Owner, California Bio-Mass Inc., Operator, Composting Management Facility – Southeast of Thermal, Riverside County

00-005 Borrego Landfill, Inc., Owner/Operator, Borrego Springs Landfill, Class III Municipal Solid Waste Landfill – Borrego Springs, San Diego County

00-009 Mitsubishi Cement, Corporation, Owner/Operator, Cushenbury Plant Class III Waste Management Facility - Lucerne Valley, San Bernardino County

00-006 Change of Name and/or Ownership of Facilities Having Waste Discharge Requirements

94-002 CMS Generation Operating Company II, Inc.
Imperial - Imperial County

94-003 CMS Generation Operating Company II, Inc.
Imperial - Imperial County

95-054 Holly Sugar Company
Brawley - Imperial County

96-040 Norge Village Laundromat
Yucca Valley - San Bernardino County

00-011 Rescission of Waste Discharge Requirements

93-051 Sparkle Plenty Laundromat
Twentynine Palms - San Bernardino County

MOTION: Ms. Codekas moved, Ms. Wright seconded, and motion carried unanimously that Orders No. 00-001, 00-002, 00-010, 00-004, 00-005, 00-009, 00-006, and 00-011, and the errata sheet be adopted.

9. NPDES Permit and Waste Discharge Requirements, Imperial Irrigation District, Grass Carp Hatchery- El Centro, Imperial County (Updated Order)

Mr. Cox excused himself from participating.

MOTION: Ms. Codekas moved, Mr. Johnson seconded, and motion carried unanimously that Order No. 00-003 be adopted.

10. Enforcement Actions

Adnan Al-Sarabi, Regional Board staff, presented the staff report to the Board concerning the proposed Administrative Civil Liability (ACL) for Board Order No. 00-084 against Niland Sanitary District Wastewater Treatment Plant for Falsification of Monitoring Data and for Failure to Comply with Requirements of Board Order No. 93-036 and 98-017.

Mr. Cox excused himself from this item because the District's Counsel also represents him.

Patrick Pace, Esq., Mr. John Kemp, and Mr. Robert Huxley representing Niland Sanitary District addressed the Board concerning the Niland ACL.

Mr. Michael O'Neal from USEPA addressed the Board in support of the proposed Order.

The Executive Officer recommended that the Board adopt the proposed Order.

The Chair closed the public hearing on the matter and referred the matter to the Board members for discussion. Ms. Wright made a motion that the Board adopt the proposed Order requiring the District to pay \$30,000 in ACL. Ms. Codekas seconded the motion. Mr. Johnson offered an amendment to the motion that would require that the District pay \$5,000 immediately to the Cleanup and Abatement Account and pay \$25,000 if it fails to have acceptable quality assurance procedures in place at the plant by May 2001.

MOTION: Ms. Wright accepted Mr. Johnson's amendment. Ms. Wright moved and Mr. Johnson seconded, and motion carried unanimously that Niland Sanitary District ACL No. 00-084 be amended so that *the District pay five thousand dollars (\$5,000) immediately to the Cleanup and Abatement Account and twenty-five thousand (\$25,000) if it fails to have appropriate quality assurance procedures by the May 2001 Board meeting.*

11. Compliance with Cleanup and Abatement Order No 97-145 against Meaders Cleaners

Robert Perdue, Regional Board staff, addressed the Board concerning compliance with Cleanup and Abatement Order No. 97-145 for Meaders Cleaners. Lori Gualco, Esq., gave a status report on the site and negotiations with the involved insurance companies.

12. Schedule of Board Meetings for Calendar Year 2000

The Board meetings scheduled for January 12, 2000 and March 15, 2000, were cancelled due to lack of quorum. The Meeting of April 12, 2000 is the first Board Meeting of the year. The schedule for the remainder of the year was approved as submitted except June 14, 2000, which was extended to June 28, 2000.

13. Election of Regional Board Chair and Vice-Chair for Calendar Year 2000

MOTION: Mr. Gary Johnson moved, Ms. Codekas seconded, motion carried unanimously that Mr. Michael Smith be the Chair of the Regional Board.

MOTION: Ms. Codekas moved, Ms. Andreas seconded, motion carried unanimously that Mr. Gary Johnson be the Vice-Chair of the Regional Board.

14. Reportable Violations of the California Water Code

Phil Gruenberg pointed out the considerable amount of late and incomplete monitoring/technical report submittals, and said that staff is considering appropriate action to reduce this noncompliance.

15. Informational Update on State Board Activities

Karen O'Haire, State Board Office of the Chief Council, informed the Regional Board that Mr. Walt Pettit, Executive Director of the State Board, is retiring and Mr. Ed Anton will be Acting Executive Director in his place. Mr. Bill Attwater, Chief Counsel, is also retiring and Mr. Craig Wilson will be Acting Chief Counsel in his place. In the near future, Ms. Fran Vitulli, Office of Legislative and Public Affairs, will also be retiring.

16. Regional Board Executive Officer Report

Phil Gruenberg, Regional Board Executive Officer, gave a brief status report on the City of Westmorland sewage treatment facility.

17. Regional Board Staff Reports

Liann Chavez gave an informational update on the chromium pollution at the PG&E Topock Site and City of Needles Landfill.

Summer Bundy reported on the staff activities for developing Total Maximum Daily Loads (TMDLs) status and plans for implementation. Danny McClure reported on the TMDL for the Alamo River. Beatrice Griffey discussed the Salton Sea and New River cleanup efforts.

Rex Sharp discussed noncompliance at the El Centro Navy Air Station Facility and at the City of El Centro sewage treatment plants.

18. Chair's Report

The Chair briefly discussed the Water Quality Coordinating Committee Meeting in San Diego held on April 7 and 8, 2000.

Adjournment

The meeting adjourned at 2:45 p.m.